

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

STEVEN A. KEGEL,

Plaintiff,

vs.

BROWN & WILLIAMSON TOBACCO  
CORPORATION; R.J. REYNOLDS  
TOBACCO CO.; *et al.*,

Defendants.

Case No.: 3:06-cv-00093-LRH (VPC)

**STIPULATION TO EXTEND TIME FOR  
PLAINTIFF TO FILE HIS OPPOSITION  
TO DEFENDANTS' MOTION TO  
AMEND SEPTEMBER 25, 2009  
ORDER TO INCLUDE STATEMENT  
PRESCRIBED BY 28 USCA 1292(b)  
[SECOND REQUEST] ; ORDER**

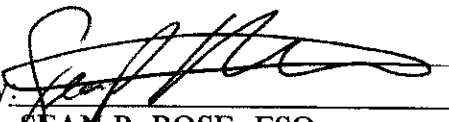
Pursuant to Local Rules 6-1 and 7-1, Plaintiff Steven Kegel and Defendants Brown & Williamson Tobacco Corporation, Brown & Williamson Tobacco Corporation Short Term Disability Plan For Salaried Employees; Brown & Williamson Tobacco Corporation Welfare & Fringe Benefit Plan; Retirement Plan For Salaried Employees Of Brown & Williamson Tobacco Corporation and Certain Affiliates; R.J. Reynolds Tobacco Company; Brown & Williamson Tobacco Corporation/Reynolds American Inc. Special Severance Benefits; and RAI Employee Benefits Committee hereby **STIPULATE** and **AGREE** to an additional amount of time for Plaintiff Steven Kegel to file his Opposition to Defendants' Motion to Amend September 25, 2009 Order to Include Statement Prescribed by 28 USCA 1292(b) to and including November 30, 2009.

1 Although Plaintiff's counsel have been arduously working on the Opposition, due to the  
2 complexity of the issues and Plaintiff's counsels' calendars, they are unable to complete the  
3 Opposition by the current deadline.

4 The parties state that the present Stipulation for Extension of Time is made in good  
5 faith, not for purpose of delay, and there is good cause for the extension.

6 **ROSE LAW OFFICE**

**MORRIS & PETERSON**

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9 By: SEAN P. ROSE, ESQ.  
10 Nevada Bar No. 5472  
11 150 Huffaker Lane, Suite 101  
12 Reno, NV 89511  
13 Attorney for Plaintiff  
14 Steven Kegel

By: /s/Suellen Fulstone (with permission)  
SUELLEN FULSTONE, ESQ.  
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6100 Neil Road, Suite 555  
Reno, NV 89511  
Attorney for Defendants  
Brown & Williamson, et al./  
R.J. Reynolds Tobacco  
Company, et al.

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16 **IT IS SO ORDERED.**

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20 LARRY R. HICKS  
21 UNITED STATES DISTRICT JUDGE  
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